

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



David J. Stute, Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE RULE 95-063

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

The Note following s. FD 2.10 (2) appears to be a substantive qualification of the rule provision. If so, it should be incorporated into the text of the rule.

4. Adequacy of References to Related Statutes, Rules and Forms

a. Since s. FD 2.04 is amended in the rule, it would be appropriate to further amend the provision by replacing the phrase “this rule” with the phrase “this section.”

b. In s. FD 2.10 (2), the reference to the “OSHA standards for occupational exposure to blood borne pathogens” is not sufficient. Section FD 2.10 (2) should, at least, provide a citation to the regulation. It may be preferable, however, to amend s. FD 2.10 to comply with the Occupational Safety and Health Administration (OSHA) requirements since it appears that the OSHA requirements are not specific to funeral establishments. Finally, since the acronym “OSHA” is not defined and is used only once, the full name of the federal agency should be used.

c. In s. FD 2.13, the citation to s. 146.025, Stats., is incorrect. The provisions of that section were placed in ss. 252.01 and 252.15, Stats., or were repealed by 1993 Wisconsin Act 27.